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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
913,500	06/07/79	Masaru Iwanami et al.,	

Burgess, Ryan & Wayne
370 Lexington Ave.
New York, N.Y. 10017

EXAMINER	
Rizzo	
ART UNIT	PAPER NUMBER
122	5
DATE MAILED: MAILED	

This is a communication from the examiner in charge of your application.

COMMISSIONER OF PATENTS AND TRADEMARKS

JUL 23 1979

GROUP 120

☒ This application has been examined. ☒ Responsive to communication filed on 05-25-79 ☐ This action is made final.

A shortened statutory period for response to this action is set to expire ONE month(s), _____ days from the date of this letter.
Failure to respond within the period for response will cause the application to become abandoned. 35 U.S.C. 133

Part I THE FOLLOWING ATTACHMENT(S) ARE PART OF THIS ACTION:

- ☐ Notice of References Cited, Form PTO-892.
- ☐ Notice of Informal Patent Drawing, PTO-948.
- ☐ Notice of Informal Patent Application, Form PTO-152.
- ☐ _____

Part II SUMMARY OF ACTION

- ☒ Claims 1-12 are pending in the application.
Of the above, claims _____ are withdrawn from consideration.
- ☐ Claims _____ have been cancelled.
- ☐ Claims _____ are allowed.
- ☐ Claims _____ are rejected.
- ☐ Claims _____ are objected to.
- ☒ Claims 1-12 are subject to restriction or election requirement.
- ☐ The formal drawings filed on _____ are acceptable.
- ☐ The drawing correction request filed on _____ has been ☐ approved. ☐ disapproved.
- ☐ Acknowledgment is made of the claim for priority under 35 U.S.C. 119. The certified copy has
☐ been received. ☐ not been received. ☐ been filed in parent application, serial no. _____,
filed on _____.
- ☐ Since this application appears to be in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11; 453 O.G. 213.
- ☐ Other

1. The claims are 1-12.

2. Upon reconsideration it is clear that this application is drawn to two separate and distinct concepts, as follows. Restriction is required to one of them. 35 USC 121.

Group A. Compounds

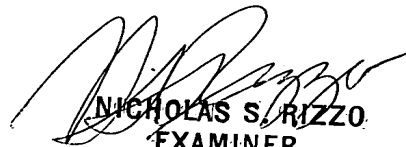
Group B. Process

Each group will support separate patents, each group is separately searched and each group requires separate and distinct considerations for patentability. The burden falls on applicants to disprove the assertions of the Examiner. In re Young 81 USPQ 139. Moreover, the compounds of Group A may be prepared by other than the process of Group B. See MPEP 806.05(f) directly in point.

3. Applicants are required (1) to elect a single disclosed and claimed species under 35 USC 121 even though this requirement be traversed and R) to list all claims readable thereon including any claims subsequently added. MPEP 809.02(a).

4. A SHORTENED STATUTORY PERIOD FOR RESPONSE IS SET TO EXPIRE ONE MONTH FROM THE DATE OF THIS LETTER.

NSRizzo/baf
A/C 703
557-3032


NICHOLAS S. RIZZO
EXAMINER
GROUP ART UNIT 122